

**MINERAL, OIL AND GAS BROKER**  
**(License Information)**

RE 426 (Rev. 6/09)

**GENERAL INFORMATION**

- Mineral, oil, and gas property refers to land used for, intended to be used for, or concerning representations which are made with respect to, the mining of minerals or the extraction of oil or gas.

As of 1/1/94 the Department of Real Estate no longer issues mineral, oil and gas (MOG) licenses or permits. A real estate broker license is required to engage in specified activities with respect to mineral, oil and gas properties. An existing mineral, oil and gas broker license (individual or corporate) may be renewed every four years for the life of the holder.

A real estate broker license is required to negotiate transactions that involve the transfer of mineral, oil and gas properties as set forth in Section 10500 et seq. of the Business and Professions Code. Individuals who hold an existing MOG broker license may continue to negotiate these transactions.

- Business and mailing addresses are public information and are available to the public. Please consider this, especially when identifying a mailing address.
- If you electronically recreate this form to facilitate completion on a computer, please be advised that the form should not be altered in any manner. To do so, could result in disciplinary action. Also, please make certain you do not delete any preprinted information and are using the latest version of the form.

**Additional licensing information**

Since most of the basic licensing procedures are the same for MOG licensees as they are for real estate licensees, please refer to the following real estate forms for additional licensing information not contained on this form:

License Change Instructions (RE 211)  
Corporation License Instructions (RE 218)  
Fictitious Business Name Information (RE 282)

**Related publications**

For additional MOG information, refer to the following Department of Real Estate (DRE) publications:

Reference Book – Chapter 27  
Real Estate Law book – Chapter 7  
Instructions to License Applicants (brochure)

There are a number of publications, technical reports, papers, and pamphlets available in bookstores or libraries, or from the Division of Mines and Geology or the Division of Oil and Gas (both are divisions of the California Department of Conservation) which provide information regarding MOG issues. Some such reference sources include:

- California's Changing Landscapes by Gordon B. Oakeshott focuses on the geology of California.

- California Oil, Gas, and Geothermal Resources, an Introduction is a booklet covering the highlights of the state's energy resources, oil and gas origin and accumulation, oil and gas exploration methods, drilling methods, well completion and production methods, oil reservoirs, production simulation methods, offshore fields, conservation, transportation of oil and gas, refining, history of production in California, environmental protection and enhancement of geothermal resources.
- Various publications of the California Division of Oil and Gas such as Mineral Yearbook, United States Bureau of Mines; California Laws for Conservation of Petroleum and Gas; Annual Report of the State Oil and Gas Supervisor provide information concerning the oil and gas fields of this state, their structural conditions, importance, and quality of oil or gas produced.

**LICENSE RENEWAL REQUIREMENTS****Continuing education**

MOG licensees are not subject to the continuing education requirements imposed on real estate licensees by Article 2.5 of Chapter 3 of the B&P Code.

**On time vs. late**

To avoid assessment of a late renewal fee, all renewal applications and fees must be received by the DRE prior to the expiration date of the MOG license.

If an MOG license is not renewed prior to the expiration date, it can be renewed within two years of the expiration date by submitting the proper renewal application and remitting the appropriate late renewal fee.

If an MOG license is not renewed within two years of the expiration date, the licensee will forfeit his/her license rights. An MOG license would not be issued again.

**What to submit**

- Completed Broker Renewal Application (RE 208)\* or Corporation Officer Renewal Application (RE 207)\*
- State Public Benefits Statement (RE 205)\* and proof of legal presence documentation (see PLP below)
- Appropriate renewal fee — \$300 (on time fee); \$450 (late fee)

\* Write "MOG" at the top of *all licensing applications*.

**Proof of Legal Presence**

Effective January 1, 1998, all real estate licensees will be required to submit proof that they have legal presence in the United States in order to obtain an original or renewal license. This information can be submitted at any time during a licensee's four year license term, but it must be received before a renewal license can be issued. All licensees are encouraged to submit this information as soon as

possible to avoid delays at the time of renewal. The proof of legal presence document (i.e. birth certificate, resident alien card, etc.) must be submitted with a State Public Benefits Statement (RE 205). Please refer to that form for further instructions.

### MOG LICENSE CHANGES

#### **Individual MOG Broker**

To make changes to an existing individual MOG license, complete appropriate sections of the Broker Change Application (RE 204), sign and return to DRE. Write “MOG” clearly at the top of the form.

A license certificate is automatically generated in the case of a personal name change; however, a fee of \$15 is required to replace an existing or lost individual license certificate. **Note:** Rather than requesting a duplicate license, you may make an address change on your existing license, date and initial the change.

#### **MOG Corporations**

To make changes to an existing individual MOG corporation license, complete appropriate sections of the Corporation Change Application (RE 204A), sign and return to DRE. Write “MOG” clearly at the top of the form.

A license certificate is automatically generated in the case of a corporation name change; however, a fee of \$15 is required to replace an existing or lost individual license certificate. **Note:** Rather than requesting a duplicate license, you may make an address change on your existing license, date and initial the change.

### BRANCH OFFICES

**To add/cancel/renew** — Submit a completed Branch Office Application (RE 203) listing each office to be added or cancelled. Write “MOG” clearly at the top of the form. Branch office licenses are *automatically* renewed.

A license certificate will be issued for each new or renewed branch office license. Use an RE 203 to cancel any branch office that should not be renewed. There is no fee required for this service; however, a fee of \$15 is required to replace an existing or lost branch license certificate.

### FICTITIOUS BUSINESS NAME (DBA)

Prior to filing your fictitious business name statement with the county, you may wish to contact a local DRE district office, or check our Web site (<http://www.dre.ca.gov>) to determine if the name is already in use by another broker.

#### **Individual MOG Broker**

**To add** — Submit a completed Broker Change Application (RE 204) and a certified copy of the Fictitious Business Name Statement. Write “MOG” clearly at the top of the form. The name of the broker applying for the DBA **must** be reflected on the FBNS as a registrant. A new license will be issued for no fee.

**To cancel** — Submit a completed Broker Change Application (RE 204) showing the DBA to be cancelled. Write “MOG” clearly at the top of the form. A new license will be issued for no fee.

#### **MOG Corporations**

**To add** — Submit a completed Corporation Change Application (RE 204A) and a certified copy of the Fictitious Business Name Statement. Write “MOG” clearly at the top of the form. The name of the corporation applying for the DBA **must** be reflected on the FBNS as a registrant. A new license will be issued for no fee.

**To cancel** — Submit a completed Corporation Change Application (RE 204A) showing the DBA to be cancelled. Write “MOG” clearly at the top of the form. A new license will be issued for no fee.

### PAYMENT, MAILING OR QUESTIONS

#### **Acceptable payment methods**

- Cashier's check, money order, check or credit card (MasterCard or Visa)
- Make check or money order payable to: Department of Real Estate
- Credit card payments must be submitted with a Credit Card Payment (RE 909) form

#### **Mail to:**

Department of Real Estate  
2201 Broadway  
P.O. Box 187000  
Sacramento, CA 95818-7000

#### **Questions**

If you have any questions, please write to the above address or call: 877-373-4542